Texas Commission on Environmental Quality

Permit or Registration Application for a Municipal Solid Waste Facility

Part I Instructions

FORM AVAILABILITY:

This form, as well as other Municipal Solid Waste documents and pertinent rules, is available on the Internet. The TCEQ Home Page is at: http://www.TCEQ.state.tx.us. Once you have accessed the home page, select AForms and Publications@ and follow the system prompts. The number for this form is 0650. Questions may be e-mailed to mswper@TCEQ.state.tx.us.

The original application plus all copies for New and Major Amendments should be submitted to:

Texas Commission on Environmental Quality Attention: Waste Permits Division, MC 126

P. O. Box 13087

Austin, Texas 78711-3087

The original application plus all copies for Modifications, Minor Amendments, and Temporary Authorizations should be submitted to:

Texas Commission on Environmental Quality

Attention: Municipal Solid Waste Permits Section, MC 124

Waste Permits Division

P. O. Box 13087

Austin, Texas 78711-3087

TELEPHONE INQUIRIES: (512) 239-2334 - Technical – Municipal Solid Waste Permits Section,

Waste Permits Division

(512) 239-6413 - Waste Identification - Registration and Reporting

Section, Registration, Review, and Reporting Division

(512) 239-1240 - Office of Air Quality, New Source Review

(512) 239-0600 - Legal - Legal Division

(512) 239-0187 - Application Fees - Financial Administration Division

Pursuant to Section 361.067 of the Texas Health and Safety Code, the TCEQ is required to mail a copy of this application or a summary of its contents to other regulatory agencies. Part I may be considered a summary of the entire application provided that all questions are completely answered. Therefore, Part I responses must not rely solely on cross-references to other sections of the application.

SUBMITTAL:

The complete application should be typewritten or printed neatly in black ink. If the application has been prepared using word processing, the third copy should consist of paper copies of all plans and maps and a computer diskette of the remaining document. The document should be formatted in word processing software compatible with agency software. Files may be compressed using compatible file compression software.

For a new permit, major amendment to a permit, or registration application, submit:

- 1. the original application plus three (3) full copies;
- 2. twelve (12) additional copies of Part I: General Information, of the application;
- 3. a check for payment of application fees transmitted directly to the TCEQ Financial Administration Division with a photostatic copy of the check included in the original application; and
- 4. Pre-printed mailing labels of the adjacent landowners or an electronic mailing list on diskette in Microsoft Word compatible format.

For modifications and minor amendments to an issued permit, modifications to an issued registration, or for temporary authorization requests, submit:

- 1. an original application plus two (2) full copies, consisting of, at a minimum, Part I <u>plus</u> replacement pages for the changed portions of the application that change as a result of the modification or minor amendment;
- 2. a description of the exact changes to be made to the permit or registration conditions and supporting documents referenced by the permit or registration;
- 3. an explanation of why the modification or minor amendment is needed; and
- 4. a check for payment of application fees transmitted directly to the TCEQ Financial Administration Division with a photostatic copy of the check included in the modification or minor amendment application.

For all notice of deficiency responses, please resubmit page 1 and a new signature page 10 plus the appropriate number of copies.

Several modifications may be submitted as one application.

APPLICATION REVISIONS:

Please submit any application revisions with a revised date and page numbers at the bottom of the page(s).

WAIVERS:

Any request for waiver of any of the applicable requirements of this permit application must be fully documented.

DESIGNATION OF MATERIAL AS CONFIDENTIAL:

The Commission has a responsibility to provide a copy of each application to other review agencies and to interested persons upon request and to safeguard confidential material from becoming public knowledge. Thus, the Commission requests that the applicant (1) be prudent in the designation of material as confidential and (2) submit such material only when it might be essential to the staff in their development of a recommendation.

The Commission suggests that the applicant **NOT** submit confidential information as part of the permit or registration application. However, if this cannot be avoided, the confidential information should be described in non-confidential terms throughout the application, cross-referenced, and submitted as a separate document or binder, and conspicuously marked "CONFIDENTIAL."

Reasons of confidentiality include the concept of trade secrecy and other related legal concepts which give a business the right to preserve confidentiality of business information to obtain or retain advantages from its right in the information. This includes authorizations under, 18 U.S.C. 1905 and special rules cited in 40 CFR Chapter I, Part 2, Subpart B.

The applicant may elect to withdraw any confidential material submitted with the application. However, the permit cannot be issued, amended, or modified if the application is incomplete.

PRE-APPLICATION MEETING/PUBLIC PARTICIPATION ACTIVITIES [30 TAC §330.53]:

The TCEQ encourages applicants to hold a pre-application meeting with the public to allow both the applicant and the public to identify potential issues. Applicants are also encouraged to hold a pre-application meeting with TCEQ MSW Permits Section staff and to notify the Municipal Solid Waste Permits Section, Waste Permits Division of an intent to file a permit application.

If a local review committee has been established to facilitate communication between the applicant and the local host community, the applicant should summarize the activities of the committee and submit this summary with the application. Any report completed by the review committee must also be submitted.



Texas Commission on Environmental Quality

Permit or Registration Application for Municipal Solid Waste Facility

Part I

A. General Information

Facility Name:	City of Victoria Regional Wastewater Treatment Plant					
Physical or Street Address (if available):	923 US Highway 59 South					
(City) (County)(State)(Zip Code):	Victoria Victoria TX 77905					
(Area Code) Telephone Number:	(361) 485-338	1				
Charter Number:	N/A					
If the application is submitted on behalf of	a corporation, pr	rovide the Charter	Number a	as recorded with the		
Office of the Secretary of State for Texas.						
1	_					
Operator Name ¹ :	City of Victori	ia				
Mailing Address:	P.O. Box 1785	Suite 108				

Operator Name ¹ :	City of Victoria				
Mailing Address:	P.O. Box 1785 Suite 108				
(City) (County)(State)(Zip Code):	Victoria Victoria TX 77902-1758				
(Area Code) Telephone Number:	(361) 485-3381				
(Area Code) FAX Number:	(361) 485-3385	5			
Charter Number:	N/A				

If the permittee is the same as the operator, type "Same as Operator".

Permittee Name:	Same As Operator
Physical or Street Address (if available):	
(City) (County)(State)(Zip Code):	TX
(Area Code) Telephone Number:	
Charter Number:	

If the application is submitted by a corporation or by a person residing out of state, the applicant must register an Agent in Service or Agent of Service with the Texas Secretary of State's office and provide a complete mailing address for the agent. The agent must be a Texas resident.

Agent Name:	N/A		
Mailing Address:			
(City) (County)(State)(Zip Code):			
(Area Code) Telephone Number:			
(Area Code) FAX Number:			

Application Type:

Permit		Major Amendment	Minor Amendment
Registration	X	Modification	Temporary Authorization
	X	w/Public Notice	
		w/out Public Notice	Notice of Deficiency Response

¹ The operator has the duty to submit an application if the facility is owned by one person and operated by another [30 TAC 305.43(b)]. The permit will specify the operator and the owner who is listed on this application [Section 361.087 Texas Health and Safety Code].

Facility Classification:							
	Type I		Гуре IV	X	Type V		Type IX
	Type I AE		Гуре IV AE		Type VI		
Activities covered by this application (check all that apply):							
X Storage X Processing Disposal							
Was	te management units	s cover	ed by this applicat	ion (c	heck all that apply):		
	Containers		Tanks		Surface Impoundments		Landfills
	Incinerators		Composting		Type IV Demonstration Unit		Type IX Energy/Material Recovery
X	Other (Specify)	Grit 7	Гrap Waste		Other (Specify)		
	Other (Specify)				Other (Specify)		
Is th	·	Conso	lidated Permit Prod	cessii	ng request, in accord	dance v	with 30 TAC Chapter
	Yes X No						
If ve	s, state the other TC	FQ pro	ogram authorization	ns red	guested		
N/A		L & pi	ogram admonization	110 10	quootou.		
Provide a brief description of the portion of the facility covered by this application. For amendments, modifications, and temporary authorizations, provide a brief description of the exact changes to the permit or registration conditions and supporting documents referenced by the permit or registration. Also, provide an explanation of why the amendment, modification, or temporary authorization is requested. Type V Permit of a Grit Trap Waste Facility at a permitted publicly owned wastewater treatment plant.							
тур	e v remin of a Grit	ттар м	asic racinty at a p	C111111	ned publicly owned	wasiev	vater treatment plant.
Doe	s the application con	tain co	nfidential Material?	· [Yes X No		

If yes, cross-reference the confidential material *throughout the application* and submit as a separate document or binder conspicuously marked "CONFIDENTIAL."

Alternative Language Notice Instructions

For certain permit applications, public notice in an alternate language is required. If an elementary school or middle school nearest to the facility offers a bilingual program, notice may be required to be published in an alternative language. The Texas Education Code, upon which the TCEQ alternative language notice requirements are based, trigger a bilingual education program to apply to an entire school district should the requisite alternative language speaking student population exist. However, there may not exist any bilingual students at a particular school within a district which is required to offer the bilingual education program. For this reason, the requirement to publish notice in an alternative language is triggered if the nearest elementary or middle school, as a part of a larger school district, is required to make a bilingual education program available to qualifying students and either the school has students enrolled at such a program on-site, or has students who attend such a program at another location in satisfaction of the school's obligation to provide such a program as a member of a triggered district.

If it is determined that an alternative language notice is required, the applicant is responsible for ensuring that the publication in the alternate language is complete and accurate in that language. Electronic versions of the Spanish template examples are available from the TCEQ to help the applicant complete

the publication in the alternative language. Alternative Language Notice Application Form: Alternative language notice confirmation for this application: 1. Is a bilingual program required by the Texas Education Code in the school district where the facility is located? YES NO (If NO, alternative language notice publication not required) 2. If YES to question 1, are students enrolled in a bilingual education program at either the elementary school or the middle school nearest to the facility? ☐ YES ☐ NO (IF YES to questions 1 and 2, alternative language publication is required; If NO to question 2, then consider the next question) 3. If YES to question 1, are there students enrolled at either the elementary school or the middle school nearest to the facility who attend a bilingual education program at another location? TYES \square NO (If Yes to questions 1 and 3, alternative language publication is required; If NO to question 3, then consider the next question) 4. If YES to question 1, would either the elementary school or the middle school nearest to the facility be required to provide a bilingual education program but for the fact that it secured a waiver from this requirement, as available under 19 TAC '89.1205(g)? ☐ YES (If Yes to questions 1 and 4, alternative language publication is required; If NO to question 4, alternative

language notice publication not required)

If a bilingual education program(s) is provided by either the elementary school or the middle school nearest to the facility, which language(s) is required by the bilingual program?

Note: Applicants for new permits and major amendments must make a copy of the administratively complete application available at a public place in the county where the facility is, or will be, located for review and copying by the public.

Public place where administratively complete permit application will be located.						
Public Place (e.g., public library, county City of Victoria Library						
court house, city hall, etc.):						
Mailing Address:	302 N main					
(City) (County)(State)(Zip Code): Victoria Victoria TX 77902						
(Area Code) Telephone Number:	(361) 485-3302					

B. Facility Location

Except for Type I AE and Type IV AE landfill facilities, for permits, registrations, amendments, and
modifications requiring public notice, provide the URL address of a publicly accessible internet web
site where the application and all revisions to that application will be posted.

http://www.victoriatx.org/publicworks/WastewaterPlant.asp

Local Government Jurisdiction:	Victoria County				
Within City Limits of: N/A					
Within Extraterritorial Jurisdiction	of City of: Victoria				
Is the proposed municipal or industrial solid waste disposal or processing facility located in an area in					
which the governing body of the municipality or county has prohibited the disposal or processing of					
municipal or industrial solid wast	e? (If YES, provide a copy of the ordinance or order):				
☐ YES X NO					

Provide a description of the location of the facility with respect to known or easily identifiable landmarks.

On the West side of US Highway 59 South, on the North bank of the Guadalupe River, South of the City of Victoria

Detail the access routes from the nearest United States or state highway to the facility.

Direct access to US Highway 59 South.

Provide the latitudinal and longitudinal geographic coordinates of the facility.

Latitude	N 28° 45' 20"
Longitude	W 97° 0' 18"
Elevation (above msl)	92.0 ft

Is the facility within the Coastal Management Program boundary? U Yes X No
--

Texas Department of Transportation District Location:

TXDOT District Name & Number:	Yoakum District No. 13					
District Engineer's Name:	Lonnie Gregorcyk, P.E.					
Street or P. O. Box:	403 Huck Street					
(City) (County)(State)(Zip Code):	Yoakum Lavaca TX 77995					
(Area Code) Telephone Number:	(361) 293-4332					
(Area Code) FAX Number:	(361) 293-4372					

The local governmental authority or agency responsible for road maintenance:

Agency Name	TXDOT				
Contact Person's Name:	Ned Pyatt				
Street or P. O. Box:	11401 US Highway 59 North				
(City) (County)(State)(Zip Code):	Victoria Victoria TX 77905				
(Area Code) Telephone Number:	(361) 573-6681				
(Area Code) FAX Number:	(361) 578-2895				

State Representative:

District Number:	30			
State Representative's Name:	Geanie Morrison			
District Office Address:	1501 East Mockingbird, Suite 101			
(City) (County)(State)(Zip Code):	Victoria Victoria TX 77903			
(Area Code) Telephone Number:	(361) 572-0196	5		

(Area Code) FAX Number:	(361) 576-0747

State Senator:

District Number:	18			
State Senator's Name:	Glenn Hegar			
District Office Address:	P.O. Box 1008			
(City) (County)(State)(Zip Code):	Katy Harris TX 77492			
(Area Code) Telephone Number:	(281) 391-8883			
(Area Code) FAX Number:	(281) 391-8818			

Council of Government (COG) Information:

COG Name:	Golden Crescent Regional Planning Commission			ission
COG Representative's Name:	Shawn Clark			
COG Representative's Title:	Environmental Resource Coordinator			
Street or P. O. Box:	568 Big Bend Drive			
(City) (County)(State)(Zip Code):	Victoria Victoria TX 77904			
(Area Code) Telephone Number:	(361) 578-1587			
(Area Code) FAX Number:	(361) 578-8865			

River Basin Information:

River Authority:	Guadalupe-Blanco River Authority			
Contact Person's Name:	W.E. "Bill" West Jr.			
Watershed Sub-Basin Name:	Lower Guadalupe River Watershed			
Street or P. O. Box:	933 East court Street			
(City) (County)(State)(Zip Code):	Seguin Guadalupe TX 78155			
(Area Code) Telephone Number:	(830)379-5822			
(Area Code) FAX Number:	(830) 379-9718			

This site is located in the	ne following District of	the U.S. Army Corps	of Engineers:	
Albuquerque, NM	☐ Ft. Worth, TX	X Galveston, TX	☐ Tulsa, OK	

C. Maps

General

For permits, registrations, and amendments only, submit a topographic map, ownership map, county highway map, or a map prepared by a registered professional engineer or a registered surveyor which shows the facility and each of its intake and discharge structures and any other structure or location regarding the regulated facility and associated activities. Maps must be of material suitable for a permanent record, and shall be on sheets 8-1/2 inches by 14 inches or folded to that size, and shall be on a scale of not less than one inch equals one mile. The map shall depict the approximate boundaries of the tract of land owned or to be used by the applicant and shall extend at least one mile beyond the tract boundaries sufficient to show the following:

each well, spring, and surface water body or other water in the state within the map area;

the general character of the areas adjacent to the facility, including public roads, towns and the nature of development of adjacent lands such as residential, commercial, agricultural, recreational, undeveloped, etc;

the location of any waste disposal activities conducted on the tract not included in the application; and

the ownership of tracts of land adjacent to the facility and within a reasonable distance from the proposed point or points of discharge, deposit, injection, or other place of disposal or activity.

General location maps

For permits, registrations, and amendments only, submit at least one general location map at a scale of one-half inch equals one mile. This map shall be all or a portion of a county map prepared by Texas Department of Transportation (TxDOT). If TxDOT publishes more detailed maps of the proposed facility area, the more detailed maps shall also be included in Part I. Use the latest revision of all maps.

Land ownership map

Provide a map that locates the property owned by adjacent and potentially affected landowners. The maps should show all property ownership within 1/4 mile of the facility, on-site facility easement holders, and all mineral interest ownership under the facility.

Landowners list

Provide the adjacent and potentially affected landowners' list, keyed to the land ownership map with each property owner's name and mailing address. The list shall include all property owners within 1/4 mile of the facility, easement holders, and all mineral interest ownership under the facility. Provide the property, easement holders', and mineral interest owners' names and mailing addresses derived from the real property appraisal records as listed on the date that the application is filed. Provide the list in electronic form, as well.

D. Property owner information

For permits, registrations, amendments, and modifications that change the legal description, a change in owner, or a change in operator only, provide the following:

- (1) the legal description of the facility;
 - the abstract number as maintained by the Texas General Land Office for the surveyed tract of land;
 - (B) the legal description of the property and the county, book, and page number or other generally accepted identifying reference of the current ownership record;
 - (C) for property that is platted, the county, book, and page number or other generally accepted identifying reference of the final plat record that includes the acreage encompassed in the application and a copy of the final plat, in addition to a written legal description;
 - (D) a boundary metes and bounds description of the facility signed and sealed by a registered professional land surveyor:
 - (E) on-site easements at the facility, and
 - (F) drawings of the boundary metes and bounds description; and
- (2) a property owner affidavit signed by the owner.

E. Legal authority

Provide verification of the legal status of the owner and operator, such as a one-page certificate of incorporation issued by the secretary of state. List all persons having over a 20% ownership in the proposed facility.

		ship s	tatus of the facil	ity:			_				_	
$ \sqcup $	Private		Corporation		Partne	rship		Pro	prietorsh	ip		Non-Profit
												Organization
X	Public		Federal		Milita	ry		Sta	ite			Regional
	County		Municipal		Other							
					(Speci	fy)						
												•
Does t	Does the operator own the facility units and the facility property? X Yes No											
												gal description, a
								leas	se for the	use	of or	the option to buy
	r Name:	oria	cility property, as	sapp	propriate	, and idei	ntily:					
		2										
	or P. O. E		\/ 7 ' . O . I . \							ı		1
(City) (County)(State)(Zip Code):												
•		•	ne Number:									
`	Code) FA		mber:									
Charte	er Numbe	r:										
_												
F.	Evidenc	e or c	competency									
For pe	ermits rec	nistrat	ions amendme	nts	and mod	difications	that	cha	nge the l	egal	desc	ription, a change
												t the owner and
			or operated wit				. 07.0.			0.10		
	e Name		Site Type		Permit/R			Co	ounty		Date	es of Operation
City o	of Victori	a	Landfill		522A				ctoria			983 - present
-	andfill											r
	denville		Compost	4	2034			Vio	Victoria 2		20	009 - present
			Composi									present
Qubm:	t a list of	ما ام	lid wasta sitas i	n all	ctatoo	torritorico	Ora	20112	trice in w	hich	the	wner and operate
			ill interest.	n an	states,	terniones	, or c	oun	mes m w	HICH	the c	wher and operati
	e Name	30.0	Location		Dates	of Opera	ation			Reg	ulato	ry Agency
Sit			Location		Duio	or open						Address)
Same	as Abov	e	Victoria County	J	San	ne as Abo	ove		TCEQ		/	
Banne	us 1100 V		, ictoria county	'	San	110 45 1100	,,,				10	L
		1							l			

A licensed solid waste facility supervisor, as defined in 30 TAC Chapter 30, Occupational Licenses and Registrations will be employed before commencing facility operation.

Provide the names of the principals and supervisors of the owner's and operator's organization,					
together with previous affiliations with other organizations engaged in solid waste activities.					
Name	Name Previous Affiliation Other Organization				
Lynn Short	City of Victoria None				
Jimmy Roach	City of Victoria None				
David Weaver	GBRA	None			
Curtis Davis	GBRA	None			

For landfill permit applications only, evidence of competency to operate the facility shall also include landfilling and earthmoving experience if applicable, and other pertinent experience, or licenses as described in 30 TAC Chapter 30 possessed by key personnel. The number and size of each type of equipment to be dedicated to facility operation will be specified in greater detail on Part IV of the application within the site operating plan.

Landfilling/Earthmoving Equipment Types	Personnel Experience or Licenses
N/A	N/A

For mobile liquid waste processing units, submit a list of all solid waste, liquid waste, or mobile waste units that the owner and operator have owned or operated within the past five years. Submit a list of any final enforcement orders, court judgments, consent decrees, and criminal convictions of this state and the federal government within the last five years relating to compliance with applicable legal requirements relating to the handling of solid or liquid waste under the jurisdiction of the commission or the United States Environmental Protection Agency. Applicable legal requirement means an environmental law, regulation, permit, order, consent decree, or other requirement.

	Texas and federal final enforcement orders, court judgments, consent decrees, and criminal convictions
None	N/A

G. Appointments

Provide documentation that the person signing the application meets the requirements of 30 TAC §305.44, Signatories to Applications. If the authority has been delegated, provide a copy of the document issued by the governing body of the owner or operator authorizing the person that signed the application to act as agent for the owner or operator.

H. Application Fees

For a new permit, registration, amendment, modification, or temporary authorization, submit a \$150 application fee.

For authorization to construct an enclosed structure over an old, closed municipal solid waste landfill in accordance with 30 TAC 330 Subchapter T, submit a \$2,500 application fee.

If paying by check, send payment to:

Texas Commission on Environmental Quality Financial Administration Division, MC 214 P. O. Box 13087 Austin, Texas 78711-3087

Payment maybe made online using TCEQ e	e-pay at www.tceq.state.tx.us/e-services/
E-pay confirmation number	

PROPERTY OWNER AFFIDAVIT

"[,	
(property owner)	
acknowledge that the State of Texas may hold me either journaintenance, and closure and post-closure care of the faci closure, I acknowledge that I have a responsibility to file we public advising that the land will be used for a solid waste begins operating as a municipal solid waste landfill facility, disposal operations and closure of the landfill units in accors §330.19, Deed Recordation. I further acknowledge that I have access to the property during the active life and post for the purpose of inspection and maintenance."	lity. For a facility where waste will remain after with the county deed records an affidavit to the facility prior to the time that the facility actually and to file a final recording upon completion of dance with Title 30 Texas Administrative Code or the operator and the State of Texas shall
(Owner signature)	(Date)

Signature Page

I,	(Operator)	(Title)
supervision in evaluate the in system, or tho to the best of	accordance with a syst nformation submitted. se persons directly res my knowledge and bel	document and all attachments were prepared under my direction or tem designed to assure that qualified personnel properly gather and Based on my inquiry of the person or persons who manage the ponsible for gathering the information, the information submitted is, ief, true, accurate, and complete. I am aware there are significant ation, including the possibility of fine and imprisonment for knowing
Signature:		Date:
	LETED BY THE OPER	RATOR IF THE APPLICATION IS SIGNED BY AN AUTHORIZED
I.		, hereby designate
(Print	or Type Operator Name	e) , hereby designate
information as Texas Commis Texas Solid W application, for	may be requested by the ssion on Environmental aste Disposal Act permonal statements given	horize said representative to sign any application, submit additional the Commission; and/or appear for me at any hearing or before the I Quality in conjunction with this request for a Texas Water Code or lit. I further understand that I am responsible for the contents of this by my authorized representative in support of the application, and conditions of any permit which might be issued based upon this
		Printed or Typed Name of Operator or Principal Executive Officer
		Signature
SUBSCRIBED	AND SWORN to befor	e me by the said
On this	day of	
My commissio	n expires on the	,, day of,
		Notary Public in and for
		County, Texas
(Note: Applica	ition Must Bear Signatu	re & Seal of Notary Public)